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| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER 0690-0131PUS1 10/581743 U.S. APPLICATION NO. (if not a NEW see 37 CFR 1.5) |
| INTERNATIONAL APPLICATION NO. PCT/EP2004/014621 | INTERNATIONAL FILING DATE 22 December 2004 | PRIORITY DATE CLAIMED 23 December 2003 |
| TITLE OF INVENTION 3-TRIFLUOROMETHYL PICOLINIC ACID ANILIDES, AND USE THEREOF AS FUNGICIDES | | |
| APPLICANT(S) FOR DO/EO/US Markus GEWEHR; Michael RACK; Bernd MÜLLER; Thomas GROTE; Wassilios GRAMMENOS; Jordi TORMO I BLASCO; Anja SCHWÖGLER; Joachim RHEINHEIMER; Carsten BLETNER; Peter SCHÄFER; Frank SCHIEWECK; Oliver WAGNER; John-Bryan SPEAKMAN; Siegfried STRATHMANN; Reinhard STIERL; Jan RETHER | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input checked="" type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). | | |

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| U.S. APPLICATION NO. 10/501743 <small>(If known, see 37 CFR 1.51)</small> NEW | INTERNATIONAL APPLICATION NO. PCT/EP2004/014621 | ATTORNEY'S DOCKET NUMBER 0690-0131PUS1 | | |
|---|---|--|--------------|--------------|
| 20. <input checked="" type="checkbox"/> Other items or information: Return Receipt Postcard PCT/IB/308; PCT/IB/301; PCT/IB/304 PCT/ISA/210 | | | | |
| The following fees have been submitted | | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 60%;">CALCULATIONS</th> <th style="width: 40%;">PTO USE ONLY</th> </tr> </table> | CALCULATIONS | PTO USE ONLY |
| CALCULATIONS | PTO USE ONLY | | | |
| 21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a)) \$300 | | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">\$ 300.00</td> <td style="width: 40%;"></td> </tr> </table> | \$ 300.00 | |
| \$ 300.00 | | | | |
| 22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations \$200 | | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">\$ 200.00</td> <td style="width: 40%;"></td> </tr> </table> | \$ 200.00 | |
| \$ 200.00 | | | | |
| 23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400 All other situations \$500 | | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">\$ 400.00</td> <td style="width: 40%;"></td> </tr> </table> | \$ 400.00 | |
| \$ 400.00 | | | | |
| TOTAL OF 21, 22 and 23 = | | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">\$ 900.00</td> <td style="width: 40%;"></td> </tr> </table> | \$ 900.00 | |
| \$ 900.00 | | | | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | | |
| 53 - 100 = | /50 = | | | |
| | | RATE | | |
| | | x \$250.00 | | |
| | | \$ | | |
| Surcharge of \$130 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). | | \$ | | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | | |
| Total claims | 20 - 20 = | x | | |
| Independent claims | 1 - 3 = | x | | |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | + | | |
| TOTAL OF ABOVE CALCULATIONS = | | \$ 900.00 | | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. | | | | |
| SUBTOTAL = | | \$ 900.00 | | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). | | \$ | | |
| TOTAL NATIONAL FEE = | | \$ 900.00 | | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | \$ 40.00 | | |
| | | \$ | | |
| TOTAL FEES ENCLOSED = | | \$ 940.00 | | |
| | | Amount to be refunded: \$ | | |
| | | Amount to be charged \$ | | |

10/581743

PTO-1390 (Rev. 07-2005)

Approved for use through 03/31/2007. OMB 0651-0021

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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1AP20Rec'd PCT/PTO 06 JUN 2006

- a. ☒ A check in the amount of \$ 940.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 02-2448 in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2448. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

SIGNATURE

June 6, 2006

Andrew D. Meikle

NAME

CUSTOMER NUMBER: 02292

32,868

REGISTRATION NUMBER

/dns

10/581743

AP20 Rec'd PCT/PTO 06 JUN 2006

Docket No.: 0690-0131PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Markus GEWEHR et al.

Application No.: NEW

Confirmation No.: N/A

Filed: June 6, 2006

Art Unit: N/A

For: 3-TRIFLUOROMETHYL PICOLINIC ACID
ANILIDES, AND USE THEREOF AS
FUNGICIDES

Examiner: Not Yet Assigned

LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The PTO is requested to use the amended sheets/claims attached hereto (which correspond to Article 19 amendments or to claims attached to the International Preliminary Examination Report (Article 34)) during prosecution of the above-identified national phase PCT application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §1.16 or 1.14; particularly, extension of time fees.

Application No.: NEW

10/581743
AP20 Rec'd PCT/PTO 06 JUN 2006
Docket No.: 0690-0131PUS1

Dated: June 6, 2006

Respectfully submitted,

By 

Andrew D. Meikle

Registration No.: 32,868

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Attachment(s)